

**Butler, David**

232913

**From:** Frank R. Ellerbe III [fellerbe@robinsonlaw.com]  
**Sent:** Tuesday, October 18, 2011 4:15 PM  
**To:** Butler, David  
**Cc:** shudson@regstaff.sc.gov; Edwards, Courtney; Scott Elliott; Shafeek-Horton, Timika; alex.castle@duke-energy.com; Bonnie D. Shealy; Boyd, Jocelyn  
**Subject:** RE: Duke rate case (Docket No. 2011-271-E - Proof of Publication of Night Hearing Notice)

David:

Thanks for your inquiry. We sent out the letters by the deadline but we failed to file the affidavit by October 7. The person responsible for completing the mailing is signing the affidavit now and it will be e-filed today.

By this email I am requesting permission to be allowed to file the affidavit out of time. If you need something more from me in that regard please let me know.

Frank R. Ellerbe, III  
Robinson, McFadden  
1901 Main Street, Suite 1200  
P.O. Box 944  
Columbia, S.C. 29202  
Ph. 803.227.1112  
Fax 803.744.1556  
fellerbe@robinsonlaw.com

**From:** Butler, David [mailto:David.Butler@psc.sc.gov]  
**Sent:** Tuesday, October 18, 2011 3:00 PM  
**To:** Frank R. Ellerbe III  
**Cc:** shudson@regstaff.sc.gov; Edwards, Courtney; Scott Elliott; Shafeek-Horton, Timika; alex.castle@duke-energy.com; Bonnie D. Shealy; Boyd, Jocelyn  
**Subject:** FW: Duke rate case (Docket No. 2011-271-E - Proof of Publication of Night Hearing Notice)

Frank:

I have an administrative question that I need to ask you. You may recall that the Commission Staff sent a letter to you and Timika date September 19, 2011, wherein a Notice of Public Night Hearing in the Duke Rate case was to be mailed to each affected customer. Further, a certification of the mailing of this notification was to be furnished to the Commission on or before October 7, 2011. Has Duke forwarded the certification of mailing to the Commission? Please advise.

Thanks,

David Butler  
Senior Counsel  
Public Service Commission of South Carolina

**From:** Frank R. Ellerbe III [mailto:fellerbe@robinsonlaw.com]  
**Sent:** Friday, September 16, 2011 11:22 AM  
**To:** Butler, David  
**Cc:** Hudson, Shannon; Edwards, Courtney; Scott Elliott; Shafeek-Horton, Timika; Castle, Alex; Bonnie D. Shealy; Boyd,